

Approved by Registrar-General of Land under No. 2002/1026

**Transfer instrument**  
Section 90, Land Transfer Act 1952



**T 7962626.12 Transfer**

Cpy - 01/01, Pgs - 004, 09/10/08, 11:06



DocID: 412032193

Land registration district

WELLINGTON

Unique identifier(s)  
or C/T(s)

All/part

Area/description of part or stratum

REFER TO ANNEXURE SCHEDULE

Transferor

Surname(s) must be underlined or in CAPITALS.

KOTUKU PARKS LIMITED

Transferee

Surname(s) must be underlined or in CAPITALS.

KOTUKU PARKS LIMITED

Estate or interest to be transferred, or easement(s) or profit(s) à prendre to be created

State if fencing covenant imposed.

Height restriction created (Refer to Annexure Schedule)


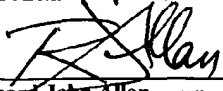
Fee Simple and Creating Land Covenant - see Annexure Schedule

Operative clause

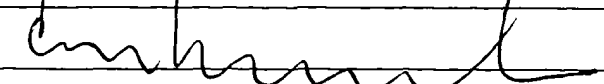
~~The Transferor transfers to the Transferee the above estate or interest in the land in the above certificate(s) of title or computer register(s) and, if an easement or profit à prendre is described above, that easement or profit à prendre is granted or created.~~

Dated this 17 day of October, 2008

Attestation (If the transferee or grantee is to execute this transfer, include the attestation in an Annexure Schedule).

<p>KOTUKU PARKS LIMITED by its Directors</p> <p> Alan Alexander Fraser</p> <p> Richard John Allan</p>	<p>Signed in my presence by the Transferor</p> <hr/> <p>Signature of witness</p> <p>Witness to complete in BLOCK letters (unless legibly printed)</p> <p>Witness name</p> <p>Occupation</p> <p>Address</p>
<p>Signature [common seal] of Transferor</p>	

Certified correct for the purposes of the Land Transfer Act 1952.

  
[Solicitor for] the Transferee



**Annexure Schedule**



Insert type of instrument  
 "Mortgage", "Transfer", "Lease" etc

Transfer

Dated 18 October 2008

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(Continue in additional Annexure Schedule, if required.)

**KOTUKU PARKS LIMITED** by its  
 Directors

  
 Alan Alexander Fraser

  
 Richard John Allan

**Signed in my presence by the Transferee**

Signature of witness

Witness to complete in BLOCK letters  
 (unless typewritten or legibly stamped)

**Witness name**

**Occupation**

**Address**

**Continuation of Unique Identifiers/CTs:**

Unique Identifiers/or CT's	All/Part	Area/Description of Part of Stratum
403594	All	Lot 230 DP 401418
403595	All	Lot 231 DP 401418
403610	All	Lot 246 DP 401418
403611	All	Lot 247 DP 401418
403612	All	Lot 248 DP 401418
403613	All	Lot 249 DP 401418
403614	All	Lot 250 DP 401418
403615	All	Lot 251 DP 401418
403616	All	Lot 258 DP 401418
403617	All	Lot 259 DP 401418
403618	All	Lot 260 DP 401418
403619	All	Lot 261 DP 401418
403620	All	Lot 262 DP 401418

hereinafter called the "Transferor's Land"

If this Annexure Schedule is used as an expansion of an instrument, all signing parties and either their witnesses or solicitors must sign or initial in this box.



**Annexure Schedule**



Insert type of instrument  
"Mortgage", "Transfer", "Lease" etc

Transfer

Dated

1<sup>st</sup> October 2008

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of

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Pages

(Continue in additional Annexure Schedule, if required.)

**Continuation of "Estate or Interest or Easement to be Created"**

1. In order to protect the views and privacy of the lots comprising the Dominant Tenement as detailed in **Schedule A** the Transferor imposes a building height restrictions on the lots comprising the **Transferor's Land** limiting the height of any dwelling or other structure to be erected on any lots comprising the Transferor's Land **to the intent** that such height restrictions shall be a Land Covenant running with the Transferor's Land to be forever appurtenant to each of the lots comprising the Dominant Tenement in **Schedule A**.
2. **The Transferor hereby transfers the Transferor's Land to itself as registered proprietor** and reserving to the Transferee the restriction that at no time hereafter will the registered proprietor for the time being of any lot forming part of the Transferor's Land erect or permit to be erected any dwelling or other structure whatsoever exceeding the maximum height above mean sea level pertaining to that particular lot as detailed in **Schedule B to the intent** that the building height restrictions shall be for the benefit of the lots comprising the Dominant Tenement in **Schedule A** and shall run with each of the lots comprising the Transferor's Land and be forever appurtenant to the Dominant Tenement in **Schedule A**.

**Continuation of "Estate or Interest to be transferred or Easement to be Created":**

**Schedule A - Dominant Tenement:**

Unique Identifiers/or CT's	All/Part	Area/Description of Part of Stratum
403592	All	Lot 3 DP 401418
403596	All	Lot 232 DP 401418
403597	All	Lot 233 DP 401418
403598	All	Lot 234 DP 401418
403599	All	Lot 235 DP 401418
403600	All	Lot 236 DP 401418
403601	All	Lot 237 DP 401418
403603	All	Lot 238 DP 401418
403604	All	Lot 239 DP 401418
403605	All	Lot 240 DP 401418
403606	All	Lot 242 DP 401418
403607	All	Lot 243 DP 401418
403608	All	Lot 244 DP 401418
403609	All	Lot 245 DP 401418
403621	All	Lot 263 DP 401418
403622	All	Lot 264 DP 401418
403623	All	Lot 265 DP 401418

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**Annexure Schedule**



Insert type of instrument  
 "Mortgage", "Transfer", "Lease" etc

Transfer

Dated

18 October 2008

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Pages

(Continue in additional Annexure Schedule, if required.)

**Schedule B - Servient Tenements**

Unique Identifiers/or CT's	All/Part	Area/Description of Part of Stratum	Maximum Height above Mean Sea Level
403594	All	Lot 230 DP 401418	9.90 metres
403595	All	Lot 231 DP 401418	10.20 metres
403610	All	Lot 246 DP 401418	11.80 metres
403611	All	Lot 247 DP 401418	11.60 metres
403612	All	Lot 248 DP 401418	11.30 metres
403613	All	Lot 249 DP 401418	10.60 metres
403614	All	Lot 250 DP 401418	10.20 metres
403615	All	Lot 251 DP 401418	9.90 metres
403616	All	Lot 258 DP 401418	9.10 metres
403617	All	Lot 259 DP 401418	9.10 metres
403618	All	Lot 260 DP 401418	9.10 metres
403619	All	Lot 261 DP 401418	9.10 metres
403620	All	Lot 262 DP 401418	9.10 metres

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